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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE
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8 UNITED STATES OF AMERICA,

9 NO. MJ16-122

10 v.
11 Plaintiff,

12 ERIC BONGIORNI,

13 Defendant.
14 DETENTION ORDER

15 Offenses charged:

16 Count 1: Distribution of Child Pornography

17 Count 2: Possession of Child Pornography

18 Date of Detention Hearing: March 25, 2016

19 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
20 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

21 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

22 1. Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
23 defendant is a flight risk and a danger to the community based on the nature of
24 the pending charges. Application of the presumption is appropriate in this case.
25 2. Defendant is facing substantial criminal penalties if convicted.
26 3. Defendant was on state supervision when acts occurred for prior crime of child
molestation.

DETENTION ORDER

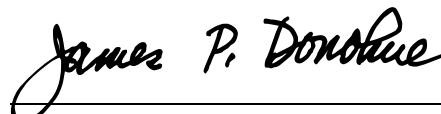
18 U.S.C. § 3142(i)

- 1 4. While on supervision, it appears likely that defendant was able to pass a
- 2 polygraph examination, hiding the acts charged in this case.
- 3 5. Defendant is not capable of close supervision under these circumstances.
- 4 6. There are no conditions or combination of conditions other than detention that
- 5 will reasonably assure the appearance of defendant as required or ensure the
- 6 safety of the community.

7 IT IS THEREFORE ORDERED:

- 8 (1) Defendant shall be detained and shall be committed to the custody of the
- 9 Attorney General for confinement in a correction facility separate, to the extent
- 10 practicable, from persons awaiting or serving sentences or being held in custody
- 11 pending appeal;
- 12 (2) Defendant shall be afforded reasonable opportunity for private consultation with
- 13 counsel;
- 14 (3) On order of a court of the United States or on request of an attorney for the
- 15 government, the person in charge of the corrections facility in which defendant
- 16 is confined shall deliver the defendant to a United States Marshal for the
- 17 purpose of an appearance in connection with a court proceeding; and
- 18 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
- 19 counsel for the defendant, to the United States Marshal, and to the United States
- 20 Pretrial Services Officer.

21 DATED this 29th day of March, 2016.

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23 JAMES P. DONOHUE
24 Chief United States Magistrate Judge
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